

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

J.S. and R.S., and their daughter, B.F.,

Plaintiffs,

v.

OLYMPIA SCHOOL DISTRICT, a municipal  
Washington corporation,

Defendant.

Case No. C04-5242FDB

ORDER DENYING  
RECONSIDERATION


Plaintiffs move for reconsideration of the Court's Order Denying Appeal and Affirming Administrative Law Judge. [Dkt. # 20] Plaintiffs assert that the Court misidentified the School District's "child-find" obligation under the Individuals with Disabilities Education Act (IDEA), fails to address the claim under the Rehabilitation Act of 1973), and that the Section 504 claim was improperly considered.

The Court has considered the Parties' briefs on the motion for reconsideration, has reviewed the record herein, and concludes that plaintiffs have failed to satisfy the standard for reconsideration. The Court, therefore, declines to grant the motion for reconsideration. The correct standard regarding "child-find" activities was applied; the procedural requirements of the IDEA parallel the requirements of Section 504 of the Rehabilitation Act; and the parents were properly denied

1 reimbursement for their unilateral, private placement of the student. For these reasons, which are  
2 more fully articulated in the School District's response, reconsideration is denied.

3 ACCORDINGLY, IT IS ORDERED: Plaintiffs' Motion for Reconsideration [Dkt. # 22] is  
4 DENIED.

5  
6 DATED this 1<sup>st</sup> day of July, 2005.

7   
8 FRANKLIN D. BURGESS  
9 UNITED STATES DISTRICT JUDGE  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26